

**MAXYGEN**

Intellectual Property  
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By: 

Margaret A. Powers

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JAN 14 2005

Attorney Docket No: 0156.160US

In re application of:

Juha Punnonen, *et al.*

Application No.: 10/805,054

Filed: March 19, 2004

For: Targeting of Genetic Vaccine  
Vectors

Examiner: Unassigned

Art Unit: Unassigned

**TO BE MADE OF OFFICIAL RECORD**Enclosed in this facsimile transmission are:

1. This Facsimile Cover Sheet (one page)
2. Communication Regarding Third Preliminary Amendment (two pages)

3 pages total

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Attorney Docket No. 0156.160US

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**COMMUNICATION REGARDING  
THIRD PRELIMINARY AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Applicants previously submitted new claims 51-96 with the Third Preliminary Amendment filed in the above-identified application on November 8, 2004. Claims 51-96 were substantially copied from pending claims filed by amendment in U.S. Publication No. 2003/0207287 to Short ("the Short '287 application") to avoid any question of compliance with 35 U.S.C. § 135(b)(2), should Applicants decide, after completing their analysis, that the subject claims are patentable and that an interference is indeed desired. If a determination is ultimately made to proceed with an interference, a further paper containing the information required by 37 C.F.R. § 41.202 will be submitted. Correspondingly, if a determination is made that the present application does not support any of the newly copied claims, an appropriate filing will be submitted.

In the event there are any questions relating to this Communication, to the previously submitted Third Preliminary Amendment, or to the application in general, it would be

Juha Punnonen, et al.  
Application No: 10/805,054  
Page 2

appreciated if the Examiner would telephone the undersigned attorney at (650) 298-5809 concerning such questions so that prosecution of this application may be expedited.

Respectfully submitted,

By:   
Margaret A. Powers  
Attorney for Applicants  
Reg. No. 39,804

January 14, 2005  
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